The Minutes

September 30, 2002

C038040 THE PEOPLE v. PEREZ (Not for Publication)

The judgment is affirmed.

MORRISON, J.

We concur: Sims, Acting P.J.

Kolkey, J.

C039784 THE PEOPLE v. FRIGO (Not for Publication)

The judgment is affirmed.

CALLAHAN, J.

We concur: Scotland, P.J.

Nicholson, J.

C041150 THE PEOPLE v. WEDGWORTH (Not for Publication)

The judgment is affirmed.

NICHOLSON, J.

We concur: Blease, Acting P.J.

Hull, J.

C022895 SILO v. CHW MEDICAL FOUNDATION et al.

C024033 (Not for Publication)

The judgment is reversed. The parties shall bear their own costs on appeal.

MORRISON, J.

We concur: Sims, Acting P.J.

Callahan, J.

C034381 BROWN v. THE REGENTS OF THE UNIVERSITY OF CALIFORNIA (Not for Publication)

The order denying class certification is affirmed in case No. C034381, and the

judgment is affirmed in case No. C035554. Defendant is awarded its costs on

appeal in both cases.

HULL, Acting P.J.

We concur: Kolkey, J.

Robie, J.

C037440 COUNTY OF SACRAMENTO v. GARABEDIAN

(Not for Publication)

The orders are affirmed.

CALLAHAN, J.

We concur: Davis, Acting P.J.

Rave, J.

The Minutes

September 30, 2002, continued

C037975 BEEBE v. CITY OF GALT et al. (Not for Publication)

The judgment is affirmed. Plaintiff shall pay defendants their costs of this appeal.

(Cal. Rules of Court, rule 26.)

MORRISON, J.

We concur: Davis, Acting P.J.

Nicholson, J.

C037799 In re TRAVIS C.; THE PEOPLE v. TRAVIS C.

(Not for Publication)

The judgment is reversed and the matter is remanded to the juvenile court for

further proceedings.

MORRISON, J.

We concur: Sims, Acting P.J.

Davis, J.

C037931 In re KARISSA S.; DEPARTMENT OF SOCIAL SERVICES v. RAQUEL S.

C038604 (Not for Publication)

The judgment of disposition and the order denying the petition for modification

are affirmed.

MORRISON, J.

We concur: Sims, Acting P.J.

Callahan, J.

C041744 DENISE T. v. THE SUPERIOR COURT OF SAN JOAQUIN COUNTY and SAN

JOAQUIN COUNTY HUMAN SERVICES AGENCY

(Not for Publication)

The petition is denied. The request for stay is denied as moot.

DAVIS, Acting P.J.

We concur: Raye, J.

Kolkey, J.

C041650 SCOTT v. HILTON HOTELS et al.

BY THE COURT:

Appellant's petition for rehearing is denied.

SCOTLAND, P.J.

The Minutes

October 1, 2002

C036734 THE PEOPLE v. FORSTEIN et al. (Not for Publication)

The judgments are affirmed. The court is directed to correct the abstract of judgment to properly reflect Stringer's sentence of 17 years to life with the 10-year enhancement in count two to run concurrently with the sentence in count one as stated in the oral pronouncement of judgment. The court shall forward a corrected abstract of judgment to the Department of Corrections.

CALLAHAN, J.

We concur: Blease, Acting P.J.

Raye, J.

C035386 ROAD SPRINKLER FITTERS LOCAL UNION NO. 669 v. G & G FIRE SPRINKLERS, INC. (Certified for Partial Publication)

The judgment and award of damages is affirmed. Plaintiff is awarded its costs on appeal. (Cal. Rules of Court, rule 26 (a).) (CERTIFIED FOR PARTIAL PUBLICATION.)

BLEASE, Acting P.J.

We concur: Davis, J.

Raye, J.

C039408 PETIET v. KIRKWOOD MOUNTAIN RESORT et al.

BY THE COURT:

Respondents' petition for rehearing is denied.

DAVIS, Acting P.J.

C040886 MITCHELL v. BOARD OF CHIROPRACTIC EXAMINERS, etc. et al.

BY THE COURT:

Appellant's motion for reconsideration is granted. The decision filed on September 4, 2002, is vacated, and the appeal is reinstated.

Appellant's opening brief is due to be served and filed on or before October 17, 2002.

SCOTLAND, P.J.

October 2, 2002

C037702 THE PEOPLE v. GOMEZ (Not for Publication) C037996 THE PEOPLE v. NUNEZ

The judgment is affirmed as to defendant Gomez. Defendant Nunez's appeal is dismissed.

SCOTLAND, P.J.

We concur: Blease, J.

Raye, J.

The Minutes

October 2, 2002, continued

C037722 THE PEOPLE v. BANKS (Not for Publication)

The judgment is affirmed.

BLEASE, Acting P.J.

We concur: Hull, J.

Robie, J.

C039857 THE PEOPLE v. SHIRK (Not for Publication)

The judgment is affirmed.

BLEASE, Acting P.J.

We concur: Hull, J.

Robie, J.

C040001 THE PEOPLE v. DANIELS (Not for Publication)

The judgment is modified to impose a \$200 restitution fine and a \$200 restitution fine suspended unless parole is revoked. As so modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment and to forward a certified copy to the Department of Corrections.

BLEASE, Acting P.J.

We concur: Hull, J.

Robie, J.

C037628 KELLOGG et al. v. GARCIA et al. (Certified for Publication)

The judgment is reversed and the case remanded to the trial court with directions to enter judgment that the Kelloggs have an easement by necessity across the Garcia's property. The Kelloggs shall recover their costs on appeal. (Cal. Rules of Court, rule 26 (a).)

KOLKEY, J.

We concur: Sims, Acting P.J.

Raye, J.

C038953 ROGELL v. CALLAHAN (Not for Publication)

The judgment is affirmed. Callahan shall recover his costs on appeal.

(Rule 26 (a) (1).)

KOLKEY, J.

We concur: Scotland, P.J.

Callahan, J.

The Minutes

October 3, 2002

C037717 THE PEOPLE v. BILLA

(Certified for Partial Publication)

The judgment is modified to stay, pursuant to section 654, the services of sentence imposed on count three, insurance fraud in violation of section 550, subdivision (a) (4), and to award defendant a total of 476 days of presentence conduct credit (414 days of actual custody credit and 62 days of good conduct credit). As modified, the judgment is affirmed.

The trial court is directed to amend the abstract of judgment to reflect these modifications and to state that the indeterminate term of 15 years to life is imposed on count one only. The court is further directed to forward to the Department of Corrections a certified copy of the amended abstract of judgment.

SCOTLAND, P.J.

We concur: Sims, J.

Morrison, J.

C039467 THE PEOPLE v. KELLY

(Not for Publication)

The judgment is affirmed.

ROBIE, J.

We concur: Scotland, P.J.

Hull, J.

C040496

MANTECANS FOR PRESERVATION OF OPEN SPACE v. CITY OF MANTECA et al. (Not for Publication)

The judgment is reversed and the case is remanded for further proceedings. Appellant shall recover its costs on appeal. (Cal. Rules of Court, rule 26 (a).)

ROBIE, J.

We concur: Callahan, Acting P.J.

Kolkey, J.

C038139

PRENATT v. G.W. WILLIAMS COMPANY et al.

BY THE COURT:

Appellant's petition for rehearing is denied. DAVIS, Acting P.J.

October 4, 2002

C038616 THE PEOPLE v. KERNOHAN

(Not for Publication)

The judgment is affirmed.

SCOTLAND, P.J.

We concur: Davis. J.

Nicholson, J.

The Minutes

October 4, 2002, continued

C040298 THE PEOPLE v. GONZALES (Not for Publication)

The judgment is affirmed.

ROBIE, J.

We concur: Blease, Acting P.J.

Nicholson, J.

C038999 In re S.S. et al.; SCRAMENTO COUNTY DEPARTMENT OF HEALTH AND

HUMAN SERVICES v. D.S. et al. (Not for Publication)

The juvenile court's orders are affirmed.

SCOTLAND, P.J.

We concur: Davis, J.

Nicholson, J.

C040266 In re ELIJAH G.; SHASTA COUNTY DEPARTMENT OF SOCIAL

SERVICES v. DIANA M. et al. (Not for Publication)

The orders of the juvenile court are affirmed.

CALLAHAN, J.

We concur: Scotland, P.J.

Nicholson, J.

C040423 In re CHARLES T.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH

AND HUMAN SERVICES v. TEMIGA B. (Certified for Publication)

The orders of the juvenile court are affirmed. (CERTIFIED FOR PUBLICATION.)

CALLAHAN, J.

We concur: Scotland, P.J.

Nicholson, J.